

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
CASE NO. 5:09-cr-00046-RLV-DSC-1**

UNITED STATES OF AMERICA,)	
)	
v.)	FINAL ORDER OF
)	FORFEITURE
TONY DEWAYNE BURKE,)	
)	
Defendant.)	
<hr/>)	

THIS MATTER is before the Court on the Government's Motion for Final Order of Forfeiture. (Doc. 26.)

The Court previously entered a Preliminary Order of Forfeiture, and judgment has been entered against Defendant Burke. (Docs. 12, 14.) Pursuant to 21 U.S.C. § 853(n), the Government posted on an official Internet site (www.forfeiture.gov), for at least thirty consecutive days, notice of this forfeiture and of the Government's intent to dispose of the forfeited properties according to law, and of the right of third parties to petition the Court within thirty days for a hearing to adjudicate the validity of any alleged legal interest in the properties. (Doc. 16.) No person has filed such a claim, and the Court may therefore enter its Final Order of Forfeiture, as provided by Federal Rule of Criminal Procedure 32.2(c)(2), to give the Government clear title to the forfeited properties.

IT IS, THEREFORE, ORDERED that the Government's Motion for Final Order of Forfeiture (Doc. 26) be **GRANTED**. Defendant's interests in (1) a Winchester, 1300 Defender, 12-gauge shotgun, s/n L3313906, and (2) a Maverick Arms, 88, 12-gauge shotgun, s/n MV09675J, are forfeit, and the United States hereby has clear title to the properties and shall dispose of such properties according to law.

Signed: July 12, 2013

A handwritten signature in black ink, reading "Richard L. Voorhees", written over a horizontal line.

Richard L. Voorhees
United States District Judge

